**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH**
**AT HYDERABAD**

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE V.V.S.RAO**

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**WRIT PETITION No.13544 of 2002**

Between:

Bandla Venkatamuni, S/o. Chalamaiah, R/o. Endrapalli,

Srikalahasti Mandal, Chittoor District.

**..... PETITIONER**

AND

1 The Superintendent of Police, Nellore, Nellore District.
2 The Station House Officer, Chillakur Police Station, Chillakur, Gudur Mandal, Nellore District.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not filing the charge sheet in Crime No.133/2001 on the file of the Chillakur Police Station, even after lapse of 11 months further action of the respondents in not conducting enquiry as highly illegal, arbitrary and violative of Article 14 of the Constitution of India.

**Counsel for the Petitioner: MR.N.M.KRISHNAIAH**

**Counsel for the Respondents: GP FOR HOME**

**The Court made the following:**

**THE HON'BLE MR JUSTICE V.V.S.RAO**

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**WRIT PETITION No.13544 of 2002**

ORDER:

The petitioner herein is engaged in a paddy brokerage business. On a complaint given by the villagers of Endrapalli, P.S.Chillakur registered Crime No.56 of 2001 and in the said crime the petitioner is shown as accused No.2. He alleged that when he attended the Court of Judicial First Class Magistrate, Gudur in connection with crime No.56 of 2001, renumbered as C.C.NO.455 of 2001, the villagers of Ballavolu took him away forcibly in a jeep. Therefore, the petitioner's brother filed a complaint before the second respondent, which was registered as Crime No.133 of 2001 against 15 persons. Alleging that the police did not investigate into the case and file the charge sheet expeditiously, the present writ petition is filed.

In the counter affidavit filed by the second respondent, it is stated that after completion of investigation, a charge sheet was filed on 10.10.2002 against all the accused except accused No.15, who was not found involving in the case. In that view of the matter, nothing survives in this writ petition.

The writ petition is, accordingly, dismissed as infructuous.

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**(V.V.S.RAO,J)**

23.06.2005

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To

1 The Superintendent of Police, Nellore, Nellore District.
2 The Station House Officer, Chillakur Police Station, Chillakur, Gudur Mandal, Nellore District.

3 Two CCs to the Government Pleader for Home,

High Court Buildings, Hyderabad. (OUT)

4 Two C.D. copies.